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SENATE BILL 157

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

INTRODUCED BY

Sander Rue

AN ACT

RELATING TO LEGISLATIVE PROCESS; REQUIRING CERTAIN TIME PERIODS FOR REVIEW OF APPROPRIATION OR REVENUE BILLS OR REVIEW OF CERTAIN AMENDMENTS OR SUBSTITUTES TO THOSE BILLS; PROVIDING FOR WAIVER OF REQUIRED REVIEW TIME.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. SHORT TITLE.--This act may be cited as the "Budget Review Act".

Section 2. DEFINITIONS.--As used in the Budget Review Act:

A. "amendment" means a proposed change to a bill that has been introduced;

B. "appropriation bill" means any bill authorizing an appropriation of funds for state operating, capital or transportation expenses;

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1 C. "publicly available" means posting a bill on the  
2 legislature's web site and publishing it in a bill report,  
3 committee report or conference committee report; and

4 D. "revenue bill" means any bill raising revenue  
5 for operating, capital or transportation expenses.

6 Section 3. APPROPRIATION BILLS--SEVENTY-TWO-HOUR  
7 CONSIDERATION PERIOD--HEARINGS--VOTES.--

8 A. Following adoption of a committee report on an  
9 appropriation bill or revenue bill, no further hearing on the  
10 floor of a chamber or in committee shall be permitted until  
11 seventy-two-hours have elapsed, so that legislators and the  
12 public have adequate time to review and consider the content of  
13 the appropriation or revenue bill. To establish the  
14 seventy-two-hour time period, any day that the house in which  
15 the bill is being heard is meeting, either in committee or in  
16 session in chambers, shall be counted.

17 B. Amendments offered to an appropriation bill or a  
18 revenue bill shall not be considered for adoption unless made  
19 available to legislators or the public twenty-four hours prior  
20 to any vote. To establish the twenty-four-hour time period,  
21 any day that the house in which the bill is being heard is  
22 meeting, either in committee or in session in chambers, shall  
23 be counted.

24 C. A substitute bill or an amendment striking the  
25 contents of the bill from the first section to a section

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1 immediately prior to an effective date section, emergency  
2 clause or applicability section shall not be considered unless  
3 made available to legislators or the public forty-eight hours  
4 prior to debate on adoption of the substitute bill or the  
5 amendment. To establish the forty-eight-hour time period, any  
6 day that the house in which the bill is being heard is meeting,  
7 either in committee or in session in chambers, shall be  
8 counted.

9 D. The provisions of this section apply to versions  
10 of bills that result from conference committee action.

11 E. The time-sensitive prohibitions of this act for  
12 hearings or votes require a two-thirds vote of the full  
13 membership of the house or committee considering the  
14 appropriation or revenue bill. Bills adopted utilizing this  
15 exemption shall have a section with the following wording  
16 amended to the bill:

17 "Section \_\_\_\_ REVIEW TIME WAIVED.--On [month, day, year]  
18 the [house of representatives/senate/committee of the house of  
19 representatives/committee of the senate] has waived the time  
20 period established to allow full review of this act by the  
21 members of the legislature and the people by a vote of \_\_\_\_ for  
22 and \_\_\_\_ against."